

SECOND REGULAR SESSION

# SENATE BILL NO. 721

94TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR COLEMAN.

Pre-filed December 1, 2007, and ordered printed.

TERRY L. SPIELER, Secretary.

3058S.011

## AN ACT

To amend chapter 393, RSMo, by adding thereto one new section relating to the cold weather rule.

*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Chapter 393, RSMo, is amended by adding thereto one new section, to be known as section 393.109, to read as follows:

**393.109. 1. Discontinuance of gas and electric service to all residential users, including all residential tenants of apartment buildings, for nonpayment of bills where gas or electricity is used as the source of space heating or to control or operate the only space heating equipment at the residence is prohibited:**

**(1) On any day when the National Weather Service local forecast between 6:00 a.m. to 9:00 a.m. for the following seventy-two hours predicts that the temperature shall drop below thirty-two degrees Fahrenheit; or**

**(2) On any day when utility personnel are not available to reconnect utility service during the immediately succeeding day or days and the National Weather Service local forecast between 6:00 a.m. to 9:00 a.m. predicts that the temperature during the period of unavailability shall drop below thirty-two degrees Fahrenheit; or**

**(3) From November first through March thirty-first, for any low income elderly or disabled customer who has registered with the public service commission under rules promulgated by the commission, provided that such customer has entered into a cold weather rule payment plan with the commission, made the initial payment required, and has made and continues to make payments during the effective period of this subdivision that are at a minimum the lesser of fifty**

22 **percent of:**

23           **(a) The actual bill for usage in that billing period; or**

24           **(b) The levelized payment amount agreed to in the cold weather**  
25 **rule payment plan. Such reductions in payment amounts may be**  
26 **recovered by adjusting the customer's subsequent levelized payment**  
27 **amounts for the months following March thirty-first.**

28           **2. Nothing in this section shall prohibit a utility from**  
29 **establishing a higher temperature threshold below which it shall not**  
30 **discontinue utility service.**

Unofficial

Bill

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